IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 21ST NOVEMBER 2007 / 30TH KARTHIKA 1929

Bail Appl..No. 7186 of 2007()

AGAINST THE JUDGEMENT/ORDER IN BA.6651/2007 Dated 01/11/2007 CMP.710/2007 of DISTRICT COURT, MANJERI

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(CRIME NO.102/2002 OF TIRURANGADI POLICE STATION)

PETITIONER:ACCUSED:

JOY @ VEERAPPAN JOY, S/O.JOHNY,
KATTILAPEEDIKA VEEDU, CHENGALUR VILLAGE,
SOORYAGRAMAM.

BY ADV. SRI.A.C.DEVY

RESPONDENT: COMPLAINANT:

STATE OF KERALA REP. BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KSS

R. BASANT, J.

B.A. No. 7186 OF 2007

Dated this the 21st day of November, 2007

O R D E R

Application for regular bail. This is the second application. The petitioner faces allegations under section 394 IPC. He was arrested on 10.9.07. He continues in custody from that date.

2. An earlier application for regular bail filed by the petitioner was dismissed as per oder dated 1.11.07 in B.A.6651/07. I have adverted to the facts in detail in the said order. This order must be read in continuation of that order. I am, hence, not adverting to the facts in any greater detail in this order.

3. The learned counsel for the petitioner prays that the petitioner may be enlarged on bail. But the learned Public Prosecutor opposes the application. I find merit in the opposition. Investigators in a serious crime like this are certainly entitled to further time to complete the investigation.

4. In the result, this petition is dismissed. However, I may hasten to observe that the petitioners shall be at liberty to move this court or the Sessions court for bail again at later stages of the investigation not, at any rate, prior to 03/12/2007. The Investigator shall, in the meantime, make every endeavour to complete the investigation.

Needless to say the petitioner shall be at liberty to apply for bail before the learned Magistrate if final report is not filed within the period stipulated under the proviso to section 167(2) Cr.P.C.

(R.BASANT, JUDGE)

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